

207238

QUEEN CITY OF THE WEST DIVISION NO. 627

## **AMALGAMATED TRANSIT UNION**

906 MAIN ST., SUITE 314 • CINCINNATI, OHIO 45202-1383

TELEPHONE 513-721-2133 • FAX 513-721-4089

Date:

Re:

The Honorable Norman Mineta
Secretary, U.S. Department of Transportation
500 Seventh Street, SW
Washington, D.C. 20590

Docket Nos. FMCSA-2001-9709 and FMCSA-2000-7382- 480

Dear Secretary Mineta:

As a transit worker, and a member of the Amalgamated Transit Union (ATU), I strongly urge you to reconsider the new rule recently issued by the Federal Motor Carrier Safety Administration (FMCSA) (67 FR 49742), requiring States to disqualify a commercial drivers' license (CDL) holder from driving a commercial motor vehicle (CMV) if they are convicted of certain serious traffic violations committed while operating a non-CMV.

Under this new rule, I could lose my CDL, and thus my job, if I receive more than one speeding ticket within a three year period while operating my own personal vehicle, regardless of whether my State revokes my personal drivers' license. This was clearly not the intent of Congress, which authorized the FMCSA to require the disqualification of a CDL holder's CMV driving privileges only after the person has been both convicted and has had his/her non-commercial drivers' license revoked, cancelled or suspended by the State.

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Sincerely.



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Member ATU Local 444 627



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